

ESTTA Tracking number: **ESTTA311812**

Filing date: **10/15/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91168756
Party	Plaintiff Federation Des Industries de la Parfumerie
Correspondence Address	Julie B. Seyler Abelman Frayne & Schwab 666 Third Avenue New York, NY 10017 UNITED STATES jhchoi@lawabel.com, jbsaylor@lawabel.com, yjambor@lawabel.com, njames@lawabel.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	John H. Choi
Filer's e-mail	jhchoi@lawabel.com, jbsaylor@lawabel.com, njames@lawabel.com, britto.efrain@arentfox.com
Signature	/John H. Choi/
Date	10/15/2009
Attachments	Joint Motion for Extension 20091015.pdf (2 pages)(152757 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

FEDERATION DES INDUSTRIES DE LA
PARFUMERIE,

Opposer,

v.

EBEL INTERNATIONAL LIMITED,

Applicant.

Opposition No. 91168756
Opposition No. 91171997
Opposition No. 91171998
Opposition No. 91171999
Opposition No. 91172000
Opposition No. 91172002
Opposition No. 91172004
Opposition No. 91172006
Opposition No. 91172557

JOINT MOTION FOR EXTENSION OF TRIAL DATES

Opposer and Applicant again jointly request that the Trademark Trial and Appeal Board grant an extension of the trial dates as set forth below:

Proceedings resume:	December 17, 2009
---------------------	-------------------

Thirty-day testimony period for party in position of plaintiff to close:	February 17, 2010
---	-------------------

Thirty-day testimony period for party in position of defendant to close:	April 17, 2010
---	----------------

Fifteen-day rebuttal testimony period to close:	June 1, 2010
---	--------------

This request is not made for purposes of delay. As previously advised the parties have been actively engaged in seeking a resolution of this matter. Applicant's most recent communication, dated October 14, 2009, reaffirmed its interest in settlement. Specifically, Applicant presented Opposer with its position for resolving the opposition in the United States. The issue concerning continued use of part of Applicant's mark remains open.

Applicant's counter-proposal has been forwarded to Opposer for review. Opposer's counsel has advised Opposer that the Board has advised the parties that they must demonstrate that progress has been made toward settlement. Opposer's counsel hopes to have Opposer's

response within a month.

Please note that throughout this time, the Parties have attempted to reach a suitable settlement to all disputes at a global level. Because of the complexities of the various proceedings in each country the settlement process has not moved as swiftly as the Parties hoped for. Notwithstanding these obstacles, the Parties continue to be engaged in settlement discussions with regards to the referenced Oppositions, and are attempting to refocus these discussions in order to bring these proceedings to a conclusion. Thus, this extension request is not being made for purposes of delay, but to allow the parties sufficient time to conclude negotiations.

WHEREFORE, the parties jointly request that the Board grant the suspension.

Dated: October 15, 2009

Respectfully submitted,



JULIE B. SEYLER
JOHN H. CHOI
ABELMAN FRAYNE & SCHWAB
666 Third Avenue
New York, New York 10017
212-949-9022
Attorneys for Opposer



EFRAIN BRITO
RICHARDO FISCHER
ARENT FOX PLLC
1050 Connecticut Ave., NW
Washington, DC 20036
202-715-8413
Attorneys for Applicant